



HC
Bar
10/25

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN THE MATTER OF:

BUSCH ET AL.

SERIAL NUMBER 015,752

EXAMINER: J.TOVAR

FILED: FEBRUARY 27, 1979

GROUP ART UNIT: 122 ✓

FOR: AN ETHER OF N-PROPANOL AMINE

OCTOBER 12, 1979

AMENDMENT

RECEIVED

Hon. Commissioner of
Patents and Trademarks
Washington, D.C. 20231

OCT 24 1979

S I R:

GROUP 120

We respond to the Official Action of July 17, 1979.

REMARKS

As concerns the rejection raised by the Examiner in paragraph 1 of part III of the Official Action under 35 USC 251, applicants respectfully traverse the Examiner's contention that the claims contain new matter.

The claims to which the present reissue application has been restricted refer to a single compound which was claimed in the original application (now granted as U.S. Patent No. 3,962,238) as noted in the specification which was originally submitted when the present reissue application was filed. This can be found on pages 5 and 6 of the reissue application.

The principal reason for requesting a reissue of the above-mentioned U.S. patent from which the present reissue application stems, is as a result of determination by mass spectral analysis that the reaction making the final compound proceeds via an immonium ion and that the structural formula of the product of the example remaining in the present text is as indicated in new claim 7 and the specific salts are noted in new claim 8.